

**UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF MARYLAND**

BALTIMORE DIVISION

JASON ALFORD, DANIEL LOPER, WILLIS
MCGAHEE, MICHAEL MCKENZIE, JAMIZE
OLAWALE, ALEX PARSONS, ERIC SMITH,
CHARLES SIMS, JOEY THOMAS, and LANCE
ZENO, Individually and on Behalf of All Others
Similarly Situated,

Plaintiffs,

vs.

THE NFL PLAYER DISABILITY & SURVIVOR
BENEFIT PLAN; THE NFL PLAYER
DISABILITY & NEUROCOGNITIVE BENEFIT
PLAN; THE BERT BELL/PETE ROZELLE NFL
PLAYER RETIREMENT PLAN; THE
DISABILITY BOARD OF THE NFL PLAYER
DISABILITY & NEUROCOGNITIVE BENEFIT
PLAN; DENNIS CURRAN; JACOB FRANK;
BELINDA LERNER; SAM MCCULLUM;
ROBERT SMITH; JEFF VAN NOTE; and
ROGER GOODELL,

Defendants.

Case No. 1:23-cv-00358-JRR

**PLAINTIFFS' CONSENT MOTION FOR EXTENSION OF
TIME TO RESPOND TO DEFENDANTS' JOINT RULE
12(b)(6) MOTION TO DISMISS THE COMPLAINT**

Pursuant to Rule 105.9 of the Local Rules of the U.S. District Court for the District of Maryland ("Local Rules"), Plaintiffs, by and through undersigned counsel, request that the Court enter an order extending the deadline for their response to Defendants' Joint Rule 12(b)(6) Motion to Dismiss (ECF No. 53) ("Joint Motion to Dismiss") to June 5, 2023. A proposed order accompanies the instant motion.

On April 21, 2023, Defendants filed their Joint Motion to Dismiss (ECF No. 53). Pursuant to Rule 105.2(a) of the Local Rules, Plaintiffs' response to the Joint Motion to Dismiss is currently due on May 5, 2023. In light of the numerous arguments in the 44-page memorandum in support of Defendants' motion (ECF No. 53-1) as well as the numerous exhibits presented in support of the motion (ECF Nos. 53-6 to 53-30), Plaintiffs request additional time to respond to the Joint Motion to Dismiss.

In their respective consent motions for a 45-day extension of time to respond the Complaint (ECF Nos. 17, 24)—which the Court granted (ECF Nos. 22, 34)—Defendants advised that they, in turn, consented to a reciprocal 45 days for Plaintiffs to respond to any motion filed in lieu of answer.

Dated: April 27, 2023

Respectfully submitted,

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CERTIFICATE OF SERVICE

I hereby certify that on April 27, 2023, a true and correct copy of the foregoing document was electronically filed with the Clerk of Court using the CM/ECF system, which will send notification of such filing to all counsel of record.


Jason S. Rathod